

REMARKS

This Amendment and Response to Non-Final Office Action is being submitted in response to the non-final Office Action mailed April 3, 2008. Claims 1 – 33 are pending in the Application.

Claims 1, 7-8, 10-14, and 23-26 are rejected under 35 U.S.C. §102(e) as being anticipated by Gray *et al.* (U.S. Pat. No. 6,674,403).

Claims 2-6, 9, 15-22, and 26-33 are rejected under 35 U.S.C. §103(a) as being unpatentable over Gray *et al.* (U.S. Pat. No. 6,674,403).

In response to these rejections, Claims 1, 4-5, 7-13, 21, 23, 27-30, and 33 have been amended to further clarify the subject matter which Applicant regards as the invention, without prejudice or disclaimer to continued examination on the merits. These amendments are fully supported in the Specification, Drawings, and Claims of the Application and no new matter has been added. Based upon the amendments and the arguments presented herein, reconsideration of the Application is respectfully requested.

Applicant would like to thank Examiner for the telephonic interview on 4/29/2008. As discussed, Applicant has amended independent Claims 1, 27, and 33 to include utilizing the survey data to calibrate a plurality of thresholds used in monitoring the wireless network. Gray *et al.* do not disclose, teach, or suggest such steps, elements, or limitations.

With regard to Claim 1, Applicant has amended Claim 1 to include an additional step of utilizing the survey data as calibration information for monitoring the wireless network site, wherein the monitoring comprises monitoring all wireless devices accessing the wireless network site, and wherein the calibration information is used to adjust a plurality of threshold values used in monitoring the wireless network site. Applicant utilizes the survey data to adjust thresholds which are used in wireless intrusion detection monitoring. Additionally, Applicant has removed the language “from the contacted

wireless network receiver or proxy” from the receiving RF step based on discussions with the Examiner.

With regard to dependent Claim 10, Applicant has amended Claim 10 to include an additional step of monitoring the wireless network site utilizing one or more detection tests, wherein the one or more detection tests utilize the plurality of threshold values to detect one or more of anomalous behavior, attack signatures, protocol violations, and policy violations.

With regard to dependent Claim 12, Applicant has amended Claim 12 to remove the wireless AP, and to include a processor in each of the wireless network sensor and the combined sensor/access point. The processor is configured to perform various processes as recited in amended Claim 12.

With regard to dependent Claim 13, Applicant has added a limitation of wherein the one or more wireless receivers each comprise one of a wireless network sensor, an access point, and a combined sensor/access point.

With regards to independent Claims 27 and 33, Applicant has made similar amendments here as in independent Claim 1.

With regards to dependent Claims 28-30, Applicant has made similar amendments here as in Claim 12.

With regards to Claims 4-5, 7-11, 21, and 28-29, Applicant has amended each of these Claims to remove “and” prior to “further comprising.”

Accordingly, Applicant respectfully submits the rejections of Claims 1-33 under both §102(e) and §103(a) based on Gray *et al.* have been traversed, and Applicant respectfully requests withdrawal of these rejections.

CONCLUSION

Applicant would like to thank Examiner for the attention and consideration accorded the present Application. Should Examiner determine that any further action is necessary to place the Application in condition for allowance, Examiner is encouraged to contact undersigned Counsel at the telephone number, facsimile number, address, or email address provided below. It is not believed that any fees for additional claims, extensions of time, or the like are required beyond those that may otherwise be indicated in the documents accompanying this paper. However, if such additional fees are required, Examiner is encouraged to notify undersigned Counsel at Examiner's earliest convenience.

Respectfully submitted,

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